

3 April 2020

Judge James L. Graham  
Magistrate Judge Chelsey M. Vascura  
US District Court  
85 Marconi Blvd., Room 121  
Columbus, Ohio 43215

FILED  
RICHARD W. HAGEL  
CLERK OF COURT  
2020 APR -9 PM 12:05  
U.S. DISTRICT COURT  
SOUTHERN DIST. OHIO  
FBI DIV. COLUMBUS

ref: 2:17-CR-138  
2:19-CV-5302  
SUPPLEMENTAL FILING TO MOTION

MOTION FOR RELEASE FROM DETENTION BASED ON THE Covid-19 PANDEMIC

Answers to required Questions:

a) YES, I have documented health conditions that put me especially at risk to Covid-19.

1) I have a heart condition documented in my PSI and BoP provides me with the prescribed medication, Metoprolol, 25 mg

2) I have high cholesterol documented in my PSI and BoP provides me with the prescribed medication, Atorvastatin, 20 mg

b) YES, I am over 60 years of age. I am 68.

c) I am being detained POST CONVICTION.

d) NO.

e) YES, I have a single charge of conspiracy to commit wire fraud.

f) NO.

g) The opposing party's position is UNKNOWN.

Dear Judge James Graham,

I request immediate release to home confinement in light of the Covid-19 pandemic. My age and health conditions put me especially at risk should I contract Covid-19 while incarcerated. Please take note of my current situation.

I am incarcerated at Lompoc Prison Camp in Lompoc California. It is a BoP designated "hot spot" because of the outbreak of Covid-19 among inmates and staff and understaffing. It is only a matter of time before Covid-19 is introduced into the Camp by asymptomatic staff or guards.

Social distancing is impossible. I live in one room shared by 160 other inmates. I share 100 square feet of living space with 3 other inmates.

My family needs me at home more than ever as my 9 year old great nephew must be home schooled and they must shelter in place. Their county, Santa Clara County, is a hot spot in California.

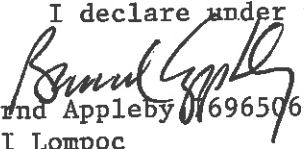
My wife, my great nephew's caregiver, is herself still recovering from her three surgeries in 2019.

I pose no threat to society.

I have served 62% of the time required before I will be released to home confinement per the First Step Act.

Please act quickly as time is of the essence.

I declare under perjury the aforementioned is true and accurate.

  
Bernd Appleby 06965061  
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